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6   UNITED STATES DISTRICT COURT

7   FOR THE NORTHERN DISTRICT OF CALIFORNIA

8   OAKLAND DIVISION

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RODNEY JAMAAR-DIONE SMITH,	Case No: C 09-2263 SBA
Plaintiff,	**ORDER VACATING MOTION HEARING**
vs.	Dkt. 34
FORMER DEPUTY J. COOPER, FORMER DEPUTY Z. L. GRIFFITH, FORMER DEPUTY G. MORA, SANTA RITA COUNTY JAIL,	
Defendants.	

        Plaintiff, who is currently incarcerated at Santa Rita Jail, filed the instant action

pursuant to 42 U.S.C. § 1983. On November 10, 2010, the Court ordered service of the

Complaint and directed Defendants to file a motion for summary judgment. Dkt. 8.

Defendants filed their motion as directed by the Court and the motion is now fully briefed.

The Court, in its discretion, finds this matter suitable for resolution without oral argument.

Fed. R. Civ. P. 78(b); N.D. Cal. Civ. L.R. 7-1(b).   Accordingly,

        IT IS HEREBY ORDERED THAT the hearing on Defendants' motion for summary

judgment scheduled for December 6, 2011 is VACATED. The Court will resolve the

motion in a separate order.

        IT IS SO ORDERED.

Dated: November 30, 2011

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SAUNDRA BROWN ARMSTRONG

United States District Judge

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UNITED STATES DISTRICT COURT
2   FOR THE
NORTHERN DISTRICT OF CALIFORNIA
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4   RODNEY JAMAAR DIONE SMITH,

5   Plaintiff,

6   v.

7   DEPUTY J COOPER et al,

8   Defendant.
                                                    /
9

10   Case Number: CV09-02263 SBA

11   **CERTIFICATE OF SERVICE**

12
I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
13   Court, Northern District of California.

14   That on November 30, 2011, I SERVED a true and correct copy(ies) of the attached, by placing
said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
15   depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery
receptacle located in the Clerk's office.

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Rodney Jamaar-Dione Smith BCD323
19   Alameda County Jail - Santa Rita
5325 Broder Blvd.
20   Dublin, CA 94568

21   Dated: November 30, 2011
                                          Richard W. Wieking, Clerk
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                                             By: LISA R CLARK, Deputy Clerk
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